

ORIGINAL

Of Counsel:  
ALSTON HUNT FLOYD & ING  
Attorneys At Law  
A Law Corporation

PAUL ALSTON 1126-0  
BRUCE H. WAKUZAWA 4312-0  
GLENN T. MELCHINGER 7135-0  
JASON H. KIM 7128-0  
American Savings Bank Tower  
1001 Bishop Street, 18th Floor  
Honolulu, Hawai'i 96813  
Telephone: (808) 524-1800  
Facsimile: (808) 524-4591  
Email: gtm@ahfi.com

Attorneys for Plaintiffs  
and Third-Party Defendants  
the Sports Shinko Companies

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

NOV 27 2007  
at 2 o'clock and 10 P.M.  
SUE KEITH, CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

|                                |                                 |
|--------------------------------|---------------------------------|
| SPORTS SHINKO CO., LTD.,       | ) CV 04-00124 ACK-BMK           |
|                                | ) CV 04-00127 ACK-BMK           |
| Plaintiff,                     | )                               |
|                                | ) CONSOLIDATED CASES            |
| vs.                            | )                               |
|                                | ) CERTIFICATE OF SERVICE        |
| QK HOTEL, LLC, et al.,         | )                               |
|                                | ) [Re: Plaintiffs and Third-    |
| Defendants,                    | ) Party Defendants Sports       |
|                                | ) Shinko Co., Ltd., Sports      |
| and                            | ) Shinko (USA) Co., Ltd.,       |
|                                | ) Sports Shinko (Hawaii) Co.,   |
| FRANKLIN K. MUKAI, et al.,     | ) Ltd., Sports Shinko           |
|                                | ) (Mililani) Co., Ltd., Sports  |
| Third-Party                    | ) Shinko (Kauai) Co., Ltd.,     |
| Plaintiffs,                    | ) Sports Shinko (Pukalani) Co., |
|                                | ) Ltd., Sports Shinko Resort    |
| vs.                            | ) Hotel Corporation, Sports     |
|                                | ) Shinko (Waikiki) Corporation  |
| SPORTS SHINKO (USA) CO., LTD., | ) and Ocean Resort Hotel        |
| et al.,                        | ) Corporation's First Amended   |
|                                | ) Notice of Taking Deposition   |
| Third-Party                    | ) upon Oral Examination -       |
| Defendants,                    | ) (Franklin Mukai)              |
|                                | )                               |
| and                            | )                               |

|                             |   |
|-----------------------------|---|
|                             | ) |
| SPORTS SHINKO (HAWAII) CO., | ) |
| LTD., et al.,               | ) |
|                             | ) |
| Third-Party Defendants/     | ) |
| Counterclaimants,           | ) |
|                             | ) |
| vs.                         | ) |
|                             | ) |
| QK HOTEL, LLC, et al.,      | ) |
|                             | ) |
| Third-Party Counterclaim    | ) |
| Defendants.                 | ) |
|                             | ) |
| AND CONSOLIDATED CASES      | ) |
|                             | ) |

---

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of Plaintiffs and Third-Party Defendants Sports Shinko Co., Ltd., Sports Shinko (USA) Co., Ltd., Sports Shinko (Hawaii) Co., Ltd., Sports Shinko (Mililani) Co., Ltd., Sports Shinko (Kauai) Co., Ltd., Sports Shinko (Pukalani) Co., Ltd., Sports Shinko Resort Hotel Corporation, Sports Shinko (Waikiki) Corporation and Ocean Resort Hotel Corporation's First Amended Notice of Taking Deposition Upon Oral Examination - Franklin Mukai, dated November 27, 2007, was duly served upon the following parties on this date, by hand delivery, facsimile or depositing said copy, postage prepaid, first class, in the United States Post Office, at Honolulu, Hawai'i, as indicated and addressed as set forth below:

|  | HAND<br>DELIVERED | FAXED | MAILED |
|--|-------------------|-------|--------|
|--|-------------------|-------|--------|

WILLIAM A. BORDNER, ESQ.  
JOHN REYES-BURKE, ESQ.  
Burke McPheeters Bordner & Estes  
Suite 3100, Mauka Tower  
737 Bishop Street  
Honolulu, HI 96813

(✓) ( ) ( )

Attorney for Defendant  
and Third-Party Plaintiff  
FRANKLIN K. MUKAI

WARREN PRICE, III, ESQ.  
ROBERT A. MARKS, ESQ.  
Price Okamoto Himeno & Lum  
728 Ocean View Center  
707 Richards Street  
Honolulu, HI 96813

(✓) ( ) ( )

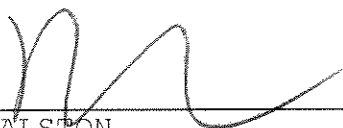
and

SIMON KLEVANSKY, ESQ.  
ALIKA L. PIPER, ESQ.  
CARISA LIMA KA'ALA HEE, ESQ.  
Klevansky Piper Van Etten, LLP  
Pauahi Tower, Suite 770  
1003 Bishop Street  
Honolulu, HI 96813

(✓) ( ) ( )

Attorneys for Defendants,  
Counterclaimants, and Third-Party  
Plaintiffs KG HOLDINGS, LLC, KIAHUNA  
GOLF CLUB, LLC, KG KAUAI DEVELOPMENT,  
LLC, PUKALANI GOLF CLUB, LLC, KG MAUI  
DEVELOPMENT, LLC, MILILANI GOLF CLUB,  
LLC, QK HOTEL, LLC, and OR HOTEL, LLC

DATED: Honolulu, Hawai'i, November 27, 2007.

  
\_\_\_\_\_  
PAUL ALSTON  
BRUCE H. WAKUZAWA  
GLENN T. MELCHINGER  
JASON H. KIM  
Attorneys for Plaintiffs  
and Third-Party Defendants,  
the SS Companies